

2009-779-^{Order}
220218

Action Item 14

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER



DATE

October 28, 2009

MOTOR CARRIER MATTER



DOCKET NO.

2009-317-T

UTILITIES MATTER



ORDER NO.

2009-779

SUBJECT:

Docket No. 2009-317-T - Checker Yellow Cab Company, Incorporated's Petition for a Rule to Show Cause to Why Thomas C. Ard d/b/a Ard's Airport Shuttle Service and Ray Charles Jones, Sr. d/b/a BestWay Shuttle Service Should Not Have Their Certificates Revoked - Discuss with the Commission a Motion for Default Judgment for Failure to Answer Filed by Dallas D. Ball, Esquire, on Behalf Checker Yellow Cab Company, Incorporated.

COMMISSION ACTION:

Deny the Motion for Default Judgment against Thomas C. Ard d/b/a Ard's Airport Shuttle Service as a response from Mr. Ard has been filed. Hold in abeyance the Motion for Default Judgment against Ray Charles Jones, Sr. d/b/a BestWay Shuttle Service to allow Mr. Jones ten (10) days from receipt of the Order to respond

PRESIDING: Howard

SESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER	
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>	Family Sick Leave
HAMILTON	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
WRIGHT	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		

(SEAL)



RECORDED BY: J. Schmieding

Public Service Commission of South Carolina
Columbia, South Carolina

NOTICE OF FILING

BRIEF DESCRIPTION OF THE PLEADING (Relief the Company is Seeking from the Commission):

Petition for Rule to Show Cause as to why Defendants Ard's Airport Shuttle Service and Best Way Shuttle Service should not have their Class C Certificates revoked.

BEST WAY SHUTTLE SERVICE IS IN COMPLETE COMPLIANCE WITH ALL RULES AND REGULATIONS THAT GOVERN 15 PASSENGER LIMOUSINES THAT HAVE CLASS C CERTIFICATES.

STATUTORY OR OTHER LEGAL AUTHORITY UNDER WHICH PLEADING IS FILED:

SC Code of Regulations § 103-102 (6), and § 103-240 PLEASE SEE ATTACHED EXHIBIT AND STATE WHICH REGULATION BEST WAY SHUTTLE SERVICE IS IN VIOLATION OF.

IF THE PLEADING IS A RATE CASE AFFECTING THE GENERAL BODY OF SUBSCRIBERS, LIST ALL CURRENT AND PROPOSED RATES AND ANY OTHER CHANGES TO THE COMPANY'S TARIFF CURRENTLY ON FILE WITH THE COMMISSION:

RATES ARE CHARGED AS FOLLOWS - \$1.80 a mile OR \$100.00 AN HOUR IN COMPLIANCE WITH PSC REGULATIONS.

[Signature of Authorized Representative]

[Date]

GENERAL AFFIDAVIT

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

PERSONALLY came and appeared before me, the undersigned Notary, the within named RAY CHARLES JONES, who is a resident of RICHLAND County, State of S. CAROLINA, and makes this his/her statement and General Affidavit upon oath and affirmation of belief and personal knowledge that the following matters, facts and things set forth are true and correct to the best of his/her knowledge:

(Insert Statement)

SEE ATTACHED DECLARATION OF FACTS

DATED this the 3 day of NOV, 20 09.

Ray C Jones
Signature of Affiant

SWORN to and subscribed before me, this the 3 day of NOV, 20 09.

Brenda H. Kelly
NOTARY PUBLIC

My Commission Expires:

December 17, 2011

FACTS TO BE DECLARED ARE AS FOLLOWS:

1. BEST WAY SHUTTLE SERVICE IS IN COMPLIANCE WITH CITY OF COLUMBIA AND COLUMBIA METROPOLITAN AIRPORT RULES AND REGULATIONS. WE CHARGE RATES THAT THE AIRPORT AND CITY OF COLUMBIA ALLOWS. IN MOST CASES LESS THAN TAXI RATES.
2. BEST WAY'S CERTIFICATION AT THE AIRPORT CONCURS WITH OUR STANDING AS LAW ABIDING CLASS C CHARTERED LIMO SERVICE.
3. BEST WAY SHUTTLE HAS MET ALL REQUIRED REGULATIONS IN PSC RULES AND REGULATIONS. WE CARRY THE REQUIRED INSURANCE, TAGS, AND SIGNAGE ON ALL VEHICLES.
4. NO EVIDENCE EXISTS THAT BEST WAY SHUTTLE IS IN VIOLATION OF ANY RULE OR ORDINANCE.
5. SHUTTLE ARE ISSUED PLATES BY RICHLAND COUNTY WITH THE NAME SHUTTLE ON THEM.
6. SHUTTLES CARRY THE PROPER TAGS AND INSURANCE AND ARE INSPECTED ANNUALLY BY THE PSC AND CITY OF COLUMBIA, ALSO BY THE AIRPORT.
7. BEST WAY MAINTAINS A BUSINESS OF HONESTY AND INTEGRITY

8. BEST WAY SHUTTLE HAS BOTH REGULAR AND CONTRACT CUSTOMERS THAT MEET ALL REGULATORY AGENCY REQUIREMENTS.

9. CONTRACTS NEGOTIATED IN BUSINESS CAN BE DONE IN PERSON, PHONE, FAX, OR INTERNET. ANY MANNER NEGOTIATED THE CONTRACT IS LEGAL.

10. Mr. BALLS ACTIONS ARE ONLY INTENDED TO CIRCUMVENT THE COMPETITIVE ENVIRONMENT OF THE LIVERY SERVICES IN COLUMBIA AND SURROUNDING AREAS.